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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/651,680	08/30/2000	Anil K. Goyal	410093.401	2023

22504 7590 01/18/2005

DAVIS WRIGHT TREMAINE, LLP  
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1501 FOURTH AVENUE  
SEATTLE, WA 98101-1688

EXAMINER

PASS, NATALIE

ART UNIT PAPER NUMBER

3626

DATE MAILED: 01/18/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

## Interview Summary

Application No.

09/651,680

Applicant(s)

GOYAL, ANIL K.

Examiner

Natalie A. Pass

Art Unit

3626

All participants (applicant, applicant's representative, PTO personnel):

(1) Natalie A. Pass.

(3) George Rondeau (Reg. No. 28893).

(2) Michael J. Donohue (Reg. No. 35859).

(4) Joseph Thomas.

Date of Interview: 12 January 2005.

Type: a) ☒ Telephonic b) ☐ Video Conference  
c) ☐ Personal [copy given to: 1) ☐ applicant 2) ☐ applicant's representative]

Exhibit shown or demonstration conducted: d) ☐ Yes e) ☒ No.  
If Yes, brief description: \_\_\_\_\_.

Claim(s) discussed: Claim 31 in particular, and all of record in general.

Identification of prior art discussed: Sloo, in particular, and all of record in general.

Agreement with respect to the claims f) ☐ was reached. g) ☐ was not reached. h) ☒ N/A.

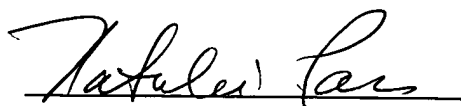
Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: See Continuation Sheet.

(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.)

THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN ONE MONTH FROM THIS INTERVIEW DATE, OR THE MAILING DATE OF THIS INTERVIEW SUMMARY FORM, WHICHEVER IS LATER, TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached sheet.

  
JOSEPH THOMAS  
SUPERVISORY PATENT EXAMINER  
TECHNOLOGY CENTER 3600

Examiner Note: You must sign this form unless it is an Attachment to a signed Office action.

  
Examiner's signature, if required

## Summary of Record of Interview Requirements

### Manual of Patent Examining Procedure (MPEP), Section 713.04, Substance of Interview Must be Made of Record

A complete written statement as to the substance of any face-to-face, video conference, or telephone interview with regard to an application must be made of record in the application whether or not an agreement with the examiner was reached at the interview.

### Title 37 Code of Federal Regulations (CFR) § 1.133 Interviews

#### Paragraph (b)

In every instance where reconsideration is requested in view of an interview with an examiner, a complete written statement of the reasons presented at the interview as warranting favorable action must be filed by the applicant. An interview does not remove the necessity for reply to Office action as specified in §§ 1.111, 1.135. (35 U.S.C. 132)

#### 37 CFR §1.2 Business to be transacted in writing.

All business with the Patent or Trademark Office should be transacted in writing. The personal attendance of applicants or their attorneys or agents at the Patent and Trademark Office is unnecessary. The action of the Patent and Trademark Office will be based exclusively on the written record in the Office. No attention will be paid to any alleged oral promise, stipulation, or understanding in relation to which there is disagreement or doubt.

The action of the Patent and Trademark Office cannot be based exclusively on the written record in the Office if that record is itself incomplete through the failure to record the substance of interviews.

It is the responsibility of the applicant or the attorney or agent to make the substance of an interview of record in the application file, unless the examiner indicates he or she will do so. It is the examiner's responsibility to see that such a record is made and to correct material inaccuracies which bear directly on the question of patentability.

Examiners must complete an Interview Summary Form for each interview held where a matter of substance has been discussed during the interview by checking the appropriate boxes and filling in the blanks. Discussions regarding only procedural matters, directed solely to restriction requirements for which interview recordation is otherwise provided for in Section 812.01 of the Manual of Patent Examining Procedure, or pointing out typographical errors or unreadable script in Office actions or the like, are excluded from the interview recordation procedures below. Where the substance of an interview is completely recorded in an Examiners Amendment, no separate Interview Summary Record is required.

The Interview Summary Form shall be given an appropriate Paper No., placed in the right hand portion of the file, and listed on the "Contents" section of the file wrapper. In a personal interview, a duplicate of the Form is given to the applicant (or attorney or agent) at the conclusion of the interview. In the case of a telephone or video-conference interview, the copy is mailed to the applicant's correspondence address either with or prior to the next official communication. If additional correspondence from the examiner is not likely before an allowance or if other circumstances dictate, the Form should be mailed promptly after the interview rather than with the next official communication.

The Form provides for recordation of the following information:

- Application Number (Series Code and Serial Number)
- Name of applicant
- Name of examiner
- Date of interview
- Type of interview (telephonic, video-conference, or personal)
- Name of participant(s) (applicant, attorney or agent, examiner, other PTO personnel, etc.)
- An indication whether or not an exhibit was shown or a demonstration conducted
- An identification of the specific prior art discussed
- An indication whether an agreement was reached and if so, a description of the general nature of the agreement (may be by attachment of a copy of amendments or claims agreed as being allowable). Note: Agreement as to allowability is tentative and does not restrict further action by the examiner to the contrary.
- The signature of the examiner who conducted the interview (if Form is not an attachment to a signed Office action)

It is desirable that the examiner orally remind the applicant of his or her obligation to record the substance of the interview of each case. It should be noted, however, that the Interview Summary Form will not normally be considered a complete and proper recordation of the interview unless it includes, or is supplemented by the applicant or the examiner to include, all of the applicable items required below concerning the substance of the interview.

A complete and proper recordation of the substance of any interview should include at least the following applicable items:

- 1) A brief description of the nature of any exhibit shown or any demonstration conducted,
- 2) an identification of the claims discussed,
- 3) an identification of the specific prior art discussed,
- 4) an identification of the principal proposed amendments of a substantive nature discussed, unless these are already described on the Interview Summary Form completed by the Examiner,
- 5) a brief identification of the general thrust of the principal arguments presented to the examiner,  
(The identification of arguments need not be lengthy or elaborate. A verbatim or highly detailed description of the arguments is not required. The identification of the arguments is sufficient if the general nature or thrust of the principal arguments made to the examiner can be understood in the context of the application file. Of course, the applicant may desire to emphasize and fully describe those arguments which he or she feels were or might be persuasive to the examiner.)
- 6) a general indication of any other pertinent matters discussed, and
- 7) if appropriate, the general results or outcome of the interview unless already described in the Interview Summary Form completed by the examiner.

Examiners are expected to carefully review the applicant's record of the substance of an interview. If the record is not complete and accurate, the examiner will give the applicant an extendable one month time period to correct the record.

#### Examiner to Check for Accuracy

If the claims are allowable for other reasons of record, the examiner should send a letter setting forth the examiner's version of the statement attributed to him or her. If the record is complete and accurate, the examiner should place the indication, "Interview Record OK" on the paper recording the substance of the interview along with the date and the examiner's initials.

Continuation of Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments:

Discussion revolved about clarification of the proposed claim 31 and suggestions for possible changes to the claim language that could help put the claim limitations in better condition for allowance or appeal.

Examiner is giving the claimed elements their broadest reasonable interpretation. For example, the limitation "using the monetary contribution and rating category selection of the data inputting user" does not require that a specific algorithm, formula or weighting scheme be used for the building functions, per se. It was also suggested that the "selecting an entity" step be better clarified to be recited from the perspective of the commentary reporting service and thus be consistent with the other limitations.

Examiner will reconsider the references in light of amendments made that clarify the claims.

Approved for use through 07/31/2008. OMB 0651-0031  
U.S. Patent and Trademark Office U.S. DEPARTMENT OF COMMERCE

### Applicant Initiated Interview Request Form

Application No.: 09/651,680 First Named Applicant: Anil K. Goyal  
Examiner: Natalie Pass Art Unit: 3626 Status of Application Pending

#### Tentative Participants:

(1) Michael J. Donohue (2) George C. Rondeau, Jr.  
(3) \_\_\_\_\_ (4) \_\_\_\_\_

Proposed Date of Interview 01/12/05 Proposed Time: 2:00 PM

#### Type of Interview Requested

(1) ☒ Telephonic (2) ☐ Personal (3) ☐ Video Conference

Exhibit To Be Shown or Demonstrated: ☐ YES ☒ NO

If yes, provide brief description: \_\_\_\_\_

### Issues To Be Discussed

Issues (Rej., Obj., etc)	Claims/ Fig. #s	Prior Art	Discussed	Agreed	Not Agreed
(1) <u>Claim rejections</u>	<u>Draft claim 31</u>	<u>Of record</u>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(2) _____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(3) _____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(4) _____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

☐ Continuation Sheet Attached

#### Brief Description of Arguments to be Presented:

Draft claim 31 addresses the rejection of other claims in the case.

An interview was conducted on the above-identified application on \_\_\_\_\_

#### NOTE:

This form should be completed by applicant and submitted to the examiner in advance of the interview (see MPEPE § 713.01).

This application will not be delayed from issue because of applicant's failure to submit a written record of this interview. Therefore, applicant is advised to file a statement of the substance of this interview 37 CFR 1.133(b) as soon as possible.

Michael J. Donohue  
(Applicant/Applicant's Representative Signature)

\_\_\_\_\_  
(Examiner/SPE Signature)

This collection of information is required by 37 CFR 1.133. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14.

31. (New) A method for consumer recording and publicly reporting monetary commentary using a commentary reporting service, the method comprising:

- receiving an electronic communication from each of a plurality of data inputting users different from the commentary reporting service, selecting an entity from a plurality of entities different from the commentary reporting service and the user;
- for each of the data inputting users:
  - providing a positive rating category and a negative rating category for the data inputting user-selected entity;
  - receiving user input from the data inputting user to select either the positive rating category or the negative rating category for the data inputting user-selected entity; and
  - receiving from the data inputting user a monetary contribution to the commentary reporting service in an amount selected by the data inputting user;
- using the monetary contribution and rating category selection of the data inputting user to build a monetary commentary of data inputting user satisfaction or dissatisfaction with the data inputting user-selected entity based upon the monetary contributions associated with the positive rating category and the monetary contributions associated with the negative rating category by the plurality of data inputting users to thereby build the reputation of the data inputting user-selected entity up or down;
- in a computer associated with the commentary reporting service, storing data related to monetary commentary for the data inputting user-selected entity;
- receiving an electronic communication from a data reviewing user to select an entity from among the plurality of entities;
- in response to the electronic communication from the data reviewing user, retrieving stored monetary commentary data related to the data reviewing user-selected entity; and
- indicating the monetary commentary data in relation to the data reviewing user-selected entity.

LAWYERS

## Davis Wright Tremaine LLP



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www.dwt.com

## FACSIMILE TRANSMITTAL

4  
Date: January 3, 2005

## SEND TO:

NAME	FIRM/COMPANY/CONFIRMATION NO.	FAX NUMBER
Examiner Natalie Pass	USPTO	703-746-8373

## FROM:

Michael J. Donohue Telephone: (206) 628-7640 Fax: (206) 628-7699

NUMBER OF PAGES (including cover page): 3

Floor Sent From:	Time Sent:	AM PM	Operator:
RETURN TO SENDER:	VIA INTRAOFFICE MAIL <input type="checkbox"/>	WILL PICK UP <input type="checkbox"/>	EXTENSION:

## COMMENTS:

Re: U.S. Patent Application No. 09/651,680  
SYSTEM AND METHOD FOR RECORDING AND REPORTING  
CONSUMER MONETARY COMMENTARY  
Art Unit: 3626  
Our Reference: 52886-9Attached is: Applicant Initiated Interview Request Form  
Draft claim 31

Michael J. Donohue

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